

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of Thursday, October 22, 2009

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Callisto, Commissioner Meyer, and Commissioner Azar.

Minutes

The Commission approved the minutes of the Open Meetings of Friday, October 9, 2009, and Thursday, October 15, 2009.

Commissioner Meyer voted present as to the minutes of the Open Meeting of October 15, 2009.

5-GF-191 – Quadrennial Planning Process

The Commission approved the Notice of Investigation and Request for Comments and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5-TR-105 – Investigation on the Commission’s Own Motion into the Intrastate Access Charges Assessed by Incumbent and Competitive Local Exchange Carriers in Wisconsin

The Commission modified and approved the Notice of Investigation and Technical Conference and directed it be signed by the Secretary to the Commission on behalf of the Commission.

2575-WR-100 – Application of Town of Holland Sanitary District No. 1, Brown County, Wisconsin, for Authority to Increase Water Rates

The Commission approved the Notice of Proceeding and directed it be signed by the Secretary to the Commission on behalf of the Commission.

3250-CW-100 – Application of Lyndon Station Municipal Water Utility, Juneau County, Wisconsin, to Construct a 100,000 Gallon Elevated Water Storage Tank

The Commission approved the Notice of Investigation and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5420-WR-102 – Application of the Village of Sherwood Water and Sewer Utility, Calumet County, Wisconsin, for Authority to Increase Water Rates

The Commission approved the Notice of Proceeding and directed it be signed by the Secretary to the Commission on behalf of the Commission.

5940-WR-102 – Application of the Trempealeau Municipal Electric and Water Utility, Trempealeau County, Wisconsin, for Authority to Increase Water Rates

The Commission approved the Notice of Proceeding and directed it be signed by the Secretary to the Commission on behalf of the Commission.

3270-SB-129 – Application of Madison Gas and Electric Company for Authority to Issue and Have Outstanding at Any One Time Short-Term Notes and Commercial Paper in Amounts not to Exceed \$100,000,000

The Commission approved the request filed on behalf of Madison Gas and Electric Company to borrow up to \$100,000,000 of short-term debt, as proposed.

The Commission approved the Certificate of Authority and Order and directed it be signed by the Secretary to the Commission on behalf of the Commission.

6630-GP-112 – Wisconsin Electric Power Company's Gas Supply Plan for the Period Beginning November 1, 2009

The Commission approved the gas supply plan filed on behalf of Wisconsin Electric Power Company for the period beginning November 1, 2009.

The Commission directed the Gas and Energy Division to draft an order consistent with its discussion.

6650-GP-112 – Wisconsin Gas LLC's Gas Supply Plan for the Period Beginning November 1, 2009

The Commission approved the gas supply plan filed on behalf of Wisconsin Gas LLC for the period beginning November 1, 2009.

The Commission directed the Gas and Energy Division to draft an order consistent with its discussion.

1-AC-228 – Police and Fire Fee

The Commission approved the Notice of Hearing and draft rules regarding police and fire protection fee on all voice communications and directed that the required filings be made.

5-TI-1875 – Application of CoreTel Wisconsin, Inc., for Establishment of an Interconnection Agreement with Wisconsin Bell, Inc., d/b/a/ AT&T Wisconsin, Under Provisions of the FCC AT&T/BellSouth Merger Order

AT&T Wisconsin Motion to Dismiss and Vacate Final Decision

The Commission denied the Motions to Dismiss and Vacate Final Decision filed on behalf of AT&T Wisconsin, without prejudice, on the condition that the Administrator of the Telecommunications Division accept CoreTel Wisconsin, Inc.'s request to withdraw its certification to operate as a telecommunications carrier in Wisconsin.

The Commission directed the Telecommunications Division to draft an order consistent with its discussion.

6720-TI-221 – TDS Metrocom LLC and McLeodUSA Telecommunications Services, Inc., d/b/a PAETEC Business Services, Petition to Determine Rates and Costs for Unbundled Network Elements or Unbundled Service Elements of Wisconsin Bell, Inc., d/b/a AT&T Wisconsin

The Commission continued its discussion on the applicable statutes involved in opening this docket.

The Commission approved the Notice of Proceeding and directed it be signed by the Secretary to the Commission on behalf of the Commission.

9300-SI-105 – Complaint of Country Estates Sanitary District Against the Town of Lyons Sanitary District No. 2, Walworth County, Concerning Unreasonable and Unjustly Discriminatory Sewer Rates

The Commission discussed the record in this docket and made determinations, including the following:

1. It is reasonable to bill Country Estates Sanitary District (Country Estates) as a wholesale customer based on metered volume while charging the residential customers of the Town of Lyons Sanitary District No. 2 (Lyons) based on residential user equivalents.
2. Lyons' allocation of administrative and general costs is reasonable.
3. It is reasonable to project flow based on a three-year running average.

4. Under the billing method in the 2008 contract, it is unreasonable for Lyons to receive the benefit of all the interest income it receives without benefiting Country Estates. Interest earned from rates and reserves realized under the current 2008 contract shall be used or applied to the benefit of all Lyons' customers including Country Estates.
5. The complaint in this matter is dismissed.

The Commission directed the Division of Water, Compliance and Consumer Affairs to draft an order consistent with its discussion.

5-EI-148 – Investigation on the Commission's Own Motion Regarding Advanced Renewable Tariff Development

The utilities and industry-related organizations made oral presentations to the Commission regarding the progress each has made in regard to the development of Advanced Renewable Tariffs and other issues to be considered in this docket.

The Commission adjourned the meeting at 1:37 p.m.

Sandra J. Paske
Secretary to the Commission